

J KEVIN ELLIS
P O BOX 1616
MORGANTOWN, WV 26507-1616

DECLARATION OF OIL AND GAS NOTICE

677-577

(Tax Map 4, Cameron District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) are owned or leased partly or wholly by the undersigned lies under the surface of lands described in the Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY
CONSOL PENNSYLVANIA COAL COMPANY LLC
RESERVE COAL PROPERTIES COMPANY

CONSOLIDATION COAL COMPANY
McELROY COAL COMPANY
CNX LAND RESOURCES INC.

C/O LEATHERWOOD, INC.
1000 CONSOL ENERGY DRIVE
CANONSBURG, PA 15317-6506

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 16 day of JANUARY, 2008, by DENNIS R. McCRACKEN, its ASST. MANAGER, by authority duly given.

JAN PEST
MARSHALL County 09:17:59 AM
Instrument No 1265724
Date Recorded 03/13/2009
Document Type O&G
Book-Page 677-577
Recording Fee \$6.00
Additional \$6.00

CONRHEIN COAL COMPANY
a Pennsylvania corporation:

By: [Signature]
Its: ASSISTANT MANAGER

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 16 day of JANUARY, ²⁰⁰⁹2008, by ROBERT P. KING, its VICE PRESIDENT, by authority duly given.

CONSOLIDATION COAL COMPANY
a Delaware corporation:

By: [Signature]
Its: VICE PRESIDENT

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 16 day of JANUARY, ²⁰⁰⁹2008, by ROBERT P. KING, its VICE PRESIDENT, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC
a Delaware limited liability company:

By: [Signature]
Its: VICE PRESIDENT

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 16 day of JANUARY, ²⁰⁰⁹2008, by DENNIS R. McCRACKEN, its VICE PRESIDENT, by authority duly given.

RESERVE COAL PROPERTIES COMPANY
a Delaware corporation:

By: [Signature]
Its: VICE PRESIDENT

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 10 day of DECEMBER, 2008, by CHARLES T. SHAYNAK, its VICE PRESIDENT, by authority duly given.

MCELROY COAL COMPANY
a Delaware corporation:

By: [Signature]
Its: VICE PRESIDENT

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IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 16 day of JANUARY, ²⁰⁰⁹2008, by DENNIS R. McCRACKEN, its VICE PRESIDENT, by authority duly given.

CNX LAND RESOURCES INC.
a Delaware corporation:

By: [Signature]
Its: VICE PRESIDENT

NOTE: PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared DENNIS R. McCRACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the ASS. MANAGER of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 16 day of JANUARY, ²⁰⁰⁹2008.

(SEAL)

[Signature]
Notary Public

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Jane M. Young, Notary Public
Cecil Twp., Washington County
My Commission Expires June 20, 2009
Member, Pennsylvania Association of Notaries

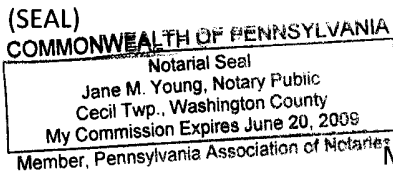
My Commission expires _____

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COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE H. YOUNG, a Notary Public, on this day personally appeared **ROBERT P. KING**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 16 day of JANUARY, 2008: 2009



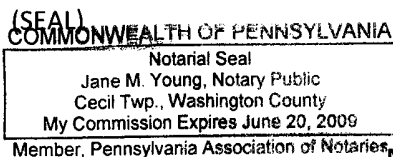
Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE H. YOUNG, a Notary Public, on this day personally appeared **ROBERT P. KING**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 16 day of JANUARY, 2008: 2009



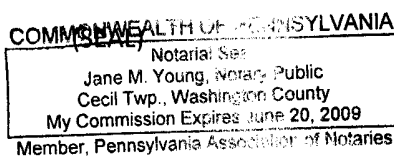
Jane M. Young
Notary Public

My Commission expires _____

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE H. YOUNG, a Notary Public, on this day personally appeared **DENNIS R. McCRACKEN**, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 16 day of JANUARY, 2008: 2009



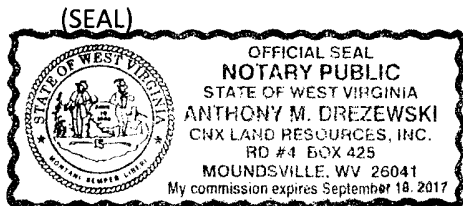
Jane M. Young
Notary Public

My Commission expires _____

STATE OF West Virginia
COMMONWEALTH OF PENNSYLVANIA
COUNTY OF MARSHALL

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Before me, Anthony M. Drezewski, a Notary Public, on this day personally appeared CHARLES T. SPAYNAK, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 10 day of December, 2008.



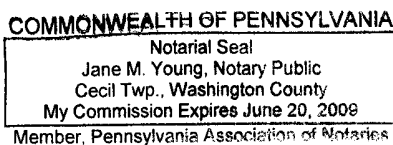
Anthony M. Drezewski
Notary Public

My Commission expires September 18, 2017

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared DENNIS R. McCRACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 16 day of JANUARY, 2008. 2009

(SEAL)



Jane M. Young
Notary Public

My Commission expires _____

This Document Prepared By:

J. Kevin Ellis
WV Bar No. 9964
Steptoe & Johnson PLLC
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PO BOX 1616
Morgantown, WV 26507
(304) 598-8000

MO4996903

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EXHIBIT A - SURFACE TRACTS (McELROY MINE)
Tax Map 4, Cameron District, Marshall County, West Virginia

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
4	1	Redd	James M., et ux. - Life	RR 4 Box 401	Cameron	WV	26033	101.885 Fork Ridge & Parcel	613/404
4	3	Christopher	Robert H.	RR 4 Box 398	Cameron	WV	26033	110.334 A N Cameron	627/521
4	4	Blake	Cheryl A.	RR 4 Box 403	Cameron	WV	26033	55.812 A Fork Ridge	595/301
4	4.2	West	Cheryl & Harold Harter, Jr.	RR 3 Box 362C	Cameron	WV	26033	6.018 A Fork Ridge	644/10
4	4.3	Mueller	John F., et ux.	RR 3 Box 362C	Cameron	WV	26033	28.726 A Fork Ridge	597/557
4	6	White	Russel L., Jr., et ux.	815 Echo Valley	Glen Dale	WV	26038	60.3171 Fork Ridge & 1/2 Int. O&G Roy & C	601/627
4	6.1	Jones	Marlyn	RR 4 Box 403A	Cameron	WV	26033	7.175 A Fork Ridge	569/537
4	7	Mickey	Homer L., et ux.	RR 4 Box 404A	Cameron	WV	26033	9.44 Fork Ridge	WB 36/151
4	8	Faulkner	Thomas E., et ux.	RR 4 Box 409	Cameron	WV	26033	155.413 Fork Ridge	586/560
4	9	Whipkey	Bruce F., et ux.	RR 4 Box 404	Cameron	WV	26033	77.54 Fork Ridge	564/292
4	10	Pettit	Harry J., et ux.	RR 4 Box 405	Cameron	WV	26033	47.662 Wolf Run Out Buildings	612/507
4	10.3	Altman	Benjamin F., et ux.	RR 4 Box 407	Cameron	WV	26033	60.941 A Wolf Run	612/510
4	11	Pettit	James E., et ux.	RR 4 Box 406	Cameron	WV	26033	69 A 92 P Wolf Run	341/100
4	12	Cooke	Edwin R.	934 Atlasburg Road	Burgettstown RD	PA	15021	36.06 Wolf Run	600/447
4	13	Cooke	Edwin R.	934 Atlasburg Road	Burgettstown RD	PA	15021	15.17 Wolf Run	600/447
4	14	McMillan	Glen N. & Mary E.	RR 4 Box 67	Cameron	WV	26033	100.17 Wolf Run	313/122
4	15	Bane	Kathryn L. Estate, et al	RR 3 Box 301	Cameron	WV	26033	78.22 Wolf Run	614/178 & 8/54
4	16	Bane	James Ericl, Est.	RR 1 Box 201	Moundsville	WV	26041	94.9692 Fork Ridge	229/89
4	17.1	Bane	J. Ericl & Ethel L. Esis	RR 1 Box 201	Moundsville	WV	26041	48.0532 A Poplar Springs & RWY	344/436

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 16th day of January 2009, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 13th day of March 2009 at 9:17 o'clock P.M.

TESTE: Jan Pest Clerk.